

Representative Hall, Atlanta, Georgia**Wednesday, February 5, 2014****Seventeenth Legislative Day**

The House met pursuant to adjournment at 10:00 o'clock, A.M., this day and was called to order by the Speaker.

The roll was called and the following Representatives answered to their names:

| | | | | |
|------------------|-----------------|------------|-----------|------------------|
| Abrams | Clark, V | Golick | Maxwell | Sims, B |
| Alexander | Coleman | Gordon | Mayo | Smith, E |
| Allison | Cooke | Gravley | McCall | Smith, L |
| Anderson | Coomer | Greene | McClain | Smith, M |
| Atwood | Dawkins-Haigler | Gregory | Mitchell | Spencer |
| Ballinger | Deffenbaugh | Hamilton | Morgan | Stephens, M |
| Barr | Dempsey | Harbin | Morris | Stephens, R |
| Battles | Dickerson | Harden | Mosby | E Stephenson |
| E Beasley-Teague | Dickey | Harrell | Nimmer | Stovall |
| Bell | Dickson | Hawkins | Nix | Stover |
| Bennett | Dollar | Henson | Pak | Strickland |
| Bentley | Douglas | Hightower | Parrish | Talton |
| Benton | Drenner | Hitchens | Parsons | Tankersley |
| Beverly | Dudgeon | Holcomb | Peake | Tanner |
| Black | E Dukes | Holmes | Pezold | Taylor, D |
| Braddock | Dunahoo | Holt | Powell, A | Taylor, T |
| Broadrick | Duncan | Howard | Powell, J | Teasley |
| Brockway | Dutton | Hugley | Prince | Thomas, A.M. |
| Brooks | Efstration | Jackson | Pruett | Turner |
| Bruce | Ehrhart | E Jasperse | Quick | Waites |
| Bryant | England | Jones, J | Ramsey | Watson, B |
| Buckner | Epps, C | Jones, L | Rice | Watson, S |
| Burns | Epps, J | Jones, S | Riley | Welch |
| Caldwell, J | Evans | Kaiser | Roberts | Weldon |
| Caldwell, M | Fleming | Kelley | Rogers, C | Wilkerson |
| Carson | Fludd | Kidd | Rogers, T | Wilkinson |
| Carter | Frazier | Kirby | Rutledge | Williams, A |
| E Casas | Frye | Knight | Rynders | Williams, C |
| Chandler | E Fullerton | Lindsey | Scott | Williams, E |
| Channell | Gardner | Lumsden | Setzler | Yates |
| Chapman | Gasaway | Mabra | Sharper | Ralston, Speaker |
| Cheokas | Glanton | Marin | Shaw | |

The following members were off the floor of the House when the roll was called:

Representatives Clark of the 98th, Geisinger of the 48th, Hatchett of the 150th, Houston of the 170th, Jacobs of the 80th, Jordan of the 77th, Kendrick of the 93rd, Meadows of the 5th, O'Neal of the 146th, Oliver of the 82nd, Randall of the 142nd, Sims of the 169th, Smith of the 134th, and Willard of the 51st.

They wished to be recorded as present.

Prayer was offered by Reverend Tray Tankersley, Care Pastor, North Metro Church, Marietta, Georgia.

The members pledged allegiance to the flag.

Representative Cheokas of the 138th, Chairman of the Committee on Information and Audits, reported that the Journal of the previous legislative day had been read and found to be correct.

By unanimous consent, the reading of the Journal was dispensed with.

The Journal was confirmed.

By unanimous consent, the following was established as the order of business during the first part of the period of unanimous consents:

1. Introduction of Bills and Resolutions.
2. First reading and reference of House Bills and Resolutions.
3. Second reading of Bills and Resolutions.
4. Reports of Standing Committees.
5. Third reading and passage of Local uncontested Bills.
6. First reading and reference of Senate Bills and Resolutions.

By unanimous consent, the following Bills and Resolutions of the House were introduced, read the first time and referred to the Committees:

HB 908. By Representatives Riley of the 50th, Coomer of the 14th, Nimmer of the 178th, Smith of the 70th, Nix of the 69th and others:

A BILL to be entitled an Act to amend Code Section 12-8-40.1 of the Official Code of Georgia Annotated, relating to tire disposal restrictions, so as to extend the sunset date for tire fees; to provide for related matters; to provide an effective date; to repeal conflicting laws; and for other purposes.

Referred to the Committee on Natural Resources & Environment.

HB 909. By Representatives England of the 116th and Kirby of the 114th:

A BILL to be entitled an Act to amend an Act reincorporating the City of Winder, Georgia, in the County of Barrow, approved March 25, 1974 (Ga. L. 1974, p. 3476), as amended, particularly by an Act approved May 5, 2006 (Ga. L. 2006, p. 4624), so as to change the corporate limits of such city; to provide for related matters; to repeal conflicting laws; and for other purposes.

Referred to the Committee on Intragovernmental Coordination - Local.

HB 910. By Representatives Kelley of the 16th, Cooper of the 43rd and Jasperse of the 11th:

A BILL to be entitled an Act to amend Code Section 31-2-4 of the Official Code of Georgia Annotated, relating to the powers, duties, functions, and responsibilities of the Department of Community Health, so as to authorize the department to approve medical-legal partnerships; to provide for standards and guidelines; to provide for statutory construction; to provide for related matters; to repeal conflicting laws; and for other purposes.

Referred to the Committee on Health & Human Services.

HB 911. By Representatives Ballinger of the 23rd, Golick of the 40th, Oliver of the 82nd, Pak of the 108th, Quick of the 117th and others:

A BILL to be entitled an Act to amend Article 2 of Chapter 5 of Title 16 of the Official Code of Georgia Annotated, relating to assault and battery, so as to add provisions regarding strangulation as an aggravated assault; to amend Chapter 11 of Title 15 of the Official Code of Georgia Annotated, relating to juvenile proceedings, so as to fix cross-references; to provide for related matters; to repeal conflicting laws; and for other purposes.

Referred to the Committee on Judiciary Non-Civil.

HB 912. By Representative Buckner of the 137th:

A BILL to be entitled an Act to amend an Act incorporating the City of Manchester, approved August 16, 1909 (Ga. L. 1909, p. 1071), as amended, particularly by an Act approved April 9, 1999 (Ga. L. 1999, p. 3668) and an Act approved March 20, 2012 (Ga. L. 2012, p. 4486), so as to provide for staggered terms of office for members of the governing authority; to provide for the manner of election and transition terms; to provide for related matters; to repeal conflicting laws; and for other purposes.

Referred to the Committee on Intragovernmental Coordination - Local.

- HB 913. By Representatives Kelley of the 16th, England of the 116th, Powell of the 171st, Gravley of the 67th, Caldwell of the 20th and others:

A BILL to be entitled an Act to amend Code Section 31-2-3 of the Official Code of Georgia Annotated, relating to the Board of Community Health and its powers, functions, and duties, terms of office, vacancies, and removal of members, the chairperson of the board, and expenses, so as to prohibit persons having certain conflicts of interest from serving on the board; to repeal conflicting laws; and for other purposes.

Referred to the Committee on Governmental Affairs.

- HB 914. By Representatives Wilkerson of the 38th, Chandler of the 105th, Oliver of the 82nd, Welch of the 110th and Evans of the 42nd:

A BILL to be entitled an Act to amend Article 2 of Chapter 5 of Title 49 of the Official Code of Georgia Annotated, relating to child abuse and deprivation records, so as to provide that school personnel who are required to report child abuse shall be notified by the department or governmental child protective agency upon receipt of such report and upon completion of its investigation; to provide for related matters; to repeal conflicting laws; and for other purposes.

Referred to the Committee on Juvenile Justice.

- HB 915. By Representatives Clark of the 98th, Barr of the 103rd, Peake of the 141st, Ramsey of the 72nd, Williamson of the 115th and others:

A BILL to be entitled an Act to amend Article 34 of Chapter 1 of Title 10 of the Official Code of Georgia Annotated, relating to identity theft, so as to provide for security freezes for minors; to provide for definitions; to provide for requirements for requesting and executing such security freezes; to provide for removal of such security freezes; to provide for fees; to provide for exceptions; to provide for penalties; to provide for related matters; to repeal conflicting laws; and for other purposes.

Referred to the Committee on Banks & Banking.

HB 916. By Representative Powell of the 171st:

A BILL to be entitled an Act to provide a new charter for the City of Baconton; to provide for incorporation, boundaries, and powers of the city; to provide for other matters relative to the foregoing; to repeal a specific Act; to provide for an effective date; to repeal conflicting laws; and for other purposes.

Referred to the Committee on Intragovernmental Coordination - Local.

HB 917. By Representatives Strickland of the 111th, Ramsey of the 72nd, Gasaway of the 28th, Welch of the 110th, Braddock of the 19th and others:

A BILL to be entitled an Act to amend Part 1 of Article 7 of Chapter 14 of Title 44 of the Official Code of Georgia Annotated, relating to foreclosure in general, so as to modify the procedure for confirmation of foreclosure sales; to provide for conditions and limitations; to provide for related matters; to provide for an effective date and applicability; and for other purposes.

Referred to the Committee on Judiciary.

HB 918. By Representative Peake of the 141st:

A BILL to be entitled an Act to amend Title 48 of the Official Code of Georgia Annotated, relating to revenue and taxation, so as to define the terms "Internal Revenue Code" and "Internal Revenue Code of 1986" and thereby incorporate certain provisions of the federal law into Georgia law; to provide that certain corporate income tax elections made for federal income tax purposes shall also apply for state income tax purposes; to provide an effective date; to provide applicability; to repeal conflicting laws; and for other purposes.

Referred to the Committee on Ways & Means.

HB 919. By Representatives Teasley of the 37th, Harrell of the 106th, Peake of the 141st, Williamson of the 115th, Nix of the 69th and others:

A BILL to be entitled an Act to amend Code Section 48-5C-1 of the Official Code of Georgia Annotated, relating to alternative ad valorem tax on motor vehicles, so as to provide for the rate of taxation for certain vehicles purchased or donated by charitable organizations; to provide for related matters; to provide an effective date; to repeal conflicting laws; and for other purposes.

Referred to the Committee on Ways & Means.

HB 920. By Representatives Teasley of the 37th, Golick of the 40th, Smith of the 134th, Carson of the 46th, Brockway of the 102nd and others:

A BILL to be entitled an Act to amend Chapter 25 of Title 33 of the Official Code of Georgia Annotated, relating to life insurance, so as to provide for unclaimed life insurance benefits provisions; to provide for a short title; to provide for a purpose; to provide for definitions; to provide for insurer conduct; to provide for insurer unclaimed property reporting; to provide for applicability; to provide for related matters; to repeal conflicting laws; and for other purposes.

Referred to the Committee on Insurance.

HR 1225. By Representatives Dunahoo of the 30th, Barr of the 103rd, Hawkins of the 27th, Rogers of the 29th, Rogers of the 10th and others:

A RESOLUTION honoring the life of Corporal Tyrone Collier Dillard and dedicating a road in his memory; and for other purposes.

Referred to the Committee on Transportation.

HR 1226. By Representatives Williams of the 119th, Quick of the 117th, Hitchens of the 161st, Talton of the 147th and Powell of the 32nd:

A RESOLUTION honoring the life of Deputy David W. Gilstrap and dedicating a road in his memory; and for other purposes.

Referred to the Committee on Transportation.

By unanimous consent, the following Bills and Resolutions of the House and Senate were read the second time:

HB 892
HB 894
HB 896
HB 898
HB 900
HB 902
HB 904
HB 906
HR 1215

HB 893
HB 895
HB 897
HB 899
HB 901
HB 903
HB 905
HB 907
HR 1216

HR 1223
SB 292

SB 291
SB 296

Representative Smith of the 134th District, Chairman of the Committee on Insurance, submitted the following report:

Mr. Speaker:

Your Committee on Insurance has had under consideration the following Bills and Resolution of the House and has instructed me to report the same back to the House with the following recommendations:

| | | | |
|---------|------------------------|--------|------------------------|
| HB 610 | Do Pass, by Substitute | HB 645 | Do Pass, by Substitute |
| HB 840 | Do Pass | HB 849 | Do Pass |
| HR 1055 | Do Pass | | |

Respectfully submitted,
/s/ Smith of the 134th
Chairman

The following report of the Committee on Rules was read and adopted:

HOUSE RULES CALENDAR
WEDNESDAY, FEBRUARY 5, 2014

Mr. Speaker and Members of the House:

The Committee on Rules has fixed the calendar for this 17th Legislative Day as enumerated below:

DEBATE CALENDAR

Open Rule

None

Modified Open Rule

None

Modified Structured Rule

- HB 737 Alcoholic beverages; malt beverages produced in private residences to be transported to other locations and consumed by the producer and other individuals; allow (Substitute)(RegI-Harrell-106th)
- HB 784 Alcoholic beverages; local authorization and regulation of sale of alcohol for consumption on the premises on Sundays during the St. Patrick's Day holiday period; allow (RegI-Stephens-164th)

Structured Rule

- HB 824 Banking and finance; term "interest" does not include certain fees agreed upon by financial institution and depositor in written agreement between parties; clarify (B&B-Smith-134th)

Bills and Resolutions on this calendar may be called in any order the Speaker desires.

Respectfully submitted,
/s/ Meadows of the 5th
Chairman

The following message was received from the Senate through Mr. Cook, the Secretary thereof:

Mr. Speaker:

The Senate has passed by the requisite constitutional majority the following bills and resolution of the Senate and House:

SB 240. By Senator Hill of the 6th:

A BILL to be entitled an Act to amend Article 1 of Chapter 9 of Title 3 of the Official Code of Georgia Annotated, relating to the sale of alcoholic beverages by passenger carriers, nonprofit organizations, and hotels and motels, so as to provide for the licensing of the production of distilled spirits for educational purposes by non-profit museums; to create a definition of non-profit museum; to provide a permit fee; to provide limitations of such permits; to waive certain alcohol tax and bond requirements for non-profit museums; to provide for related matters; to provide an effective date; to repeal conflicting laws; and for other purposes.

- SB 273. By Senators Burke of the 11th, Unterman of the 45th, Bethel of the 54th and Hufstetler of the 52nd:

A BILL to be entitled an Act to amend Chapter 2A of Title 31 of the Official Code of Georgia Annotated, relating to the Department of Public Health, so as to require the Department of Public Health to establish the Maternal Mortality Review Committee to review maternal deaths; to provide for legislative findings; to provide for data; to provide for confidentiality; to provide for limited liability; to provide for reports; to provide for related matters; to repeal conflicting laws; and for other purposes.

- SB 283. By Senators Dugan of the 30th, Mullis of the 53rd, Harper of the 7th, Millar of the 40th, Hufstetler of the 52nd and others:

A BILL to be entitled an Act to amend Part 2 of Article 6 of Chapter 2 of Title 20 of the Official Code of Georgia Annotated, relating to competencies and core curriculum, so as to authorize school systems to provide instruction on the history of traditional winter celebrations; to provide for displays; to provide for limitations; to provide for related matters; to repeal conflicting laws; and for other purposes.

- HB 399. By Representatives Knight of the 130th, Hamilton of the 24th, Stephens of the 165th, Kaiser of the 59th, Stephens of the 164th and others:

A BILL to be entitled an Act to amend Titles 6 and 48 of the Official Code of Georgia Annotated, relating to aviation and revenue and taxation, respectively, so as to clarify which type of interests in real property may be subject to ad valorem taxation; to provide for related matters; to provide for an effective date; to repeal conflicting laws; and for other purposes.

- SR 736. By Senators Staton of the 18th, Shafer of the 48th, Chance of the 16th, Miller of the 49th, Hill of the 32nd and others:

A RESOLUTION applying for a convention of the states under Article V of the United States Constitution; and for other purposes.

By unanimous consent, the following Bills and Resolution of the Senate were read the first time and referred to the Committees:

- SB 240. By Senator Hill of the 6th:

A BILL to be entitled an Act to amend Article 1 of Chapter 9 of Title 3 of the Official Code of Georgia Annotated, relating to the sale of alcoholic

beverages by passenger carriers, nonprofit organizations, and hotels and motels, so as to provide for the licensing of the production of distilled spirits for educational purposes by non-profit museums; to create a definition of non-profit museum; to provide a permit fee; to provide limitations of such permits; to waive certain alcohol tax and bond requirements for non-profit museums; to provide for related matters; to provide an effective date; to repeal conflicting laws; and for other purposes.

Referred to the Committee on Regulated Industries.

SB 273. By Senators Burke of the 11th, Unterman of the 45th, Bethel of the 54th and Hufstetler of the 52nd:

A BILL to be entitled an Act to amend Chapter 2A of Title 31 of the Official Code of Georgia Annotated, relating to the Department of Public Health, so as to require the Department of Public Health to establish the Maternal Mortality Review Committee to review maternal deaths; to provide for legislative findings; to provide for data; to provide for confidentiality; to provide for limited liability; to provide for reports; to provide for related matters; to repeal conflicting laws; and for other purposes.

Referred to the Committee on Health & Human Services.

SB 283. By Senators Dugan of the 30th, Mullis of the 53rd, Harper of the 7th, Millar of the 40th, Hufstetler of the 52nd and others:

A BILL to be entitled an Act to amend Part 2 of Article 6 of Chapter 2 of Title 20 of the Official Code of Georgia Annotated, relating to competencies and core curriculum, so as to authorize school systems to provide instruction on the history of traditional winter celebrations; to provide for displays; to provide for limitations; to provide for related matters; to repeal conflicting laws; and for other purposes.

Referred to the Committee on Education.

SR 736. By Senators Staton of the 18th, Shafer of the 48th, Chance of the 16th, Miller of the 49th, Hill of the 32nd and others:

A RESOLUTION applying for a convention of the states under Article V of the United States Constitution; and for other purposes.

Referred to the Committee on Judiciary.

The following members were recognized during the period of Morning Orders and addressed the House:

Representatives Coleman of the 97th, Dawkins-Haigler of the 91st, Williams of the 87th, Coomer of the 14th, Dukes of the 154th, and Bentley of the 139th.

Pursuant to HR 1227, the House commended Georgia State University, recognized February 5, 2014, as Georgia State University Day at the state capitol, and invited the Georgia State University delegation to be recognized by the House of Representatives.

Representative McCall of the 33rd District, Chairman of the Committee on Agriculture and Consumer Affairs, submitted the following report:

Mr. Speaker:

Your Committee on Agriculture and Consumer Affairs has had under consideration the following Bills of the Senate and has instructed me to report the same back to the House with the following recommendations:

| | |
|--------|------------------------|
| SB 209 | Do Pass, by Substitute |
| SB 213 | Do Pass, by Substitute |

Respectfully submitted,
/s/ McCall of the 33rd
Chairman

The Speaker called the House to order.

The hour of convening the Joint Session pursuant to HR 1042 having arrived, the Senate appeared upon the floor of the House and the Joint Session, convened for the purpose of hearing an address from the Honorable Hugh P. Thompson, Chief Justice of the Supreme Court, was called to order by the President of the Senate, Lieutenant Governor Casey Cagle.

The Resolution calling for the Joint Session was read.

The Honorable Hugh P. Thompson appeared upon the floor of the House and addressed the Joint Session.

Senator Shafer of the 48th moved that the Joint Session of the General Assembly be now dissolved and the motion prevailed.

The President of the Senate, Lieutenant Governor Casey Cagle, announced the Joint Session dissolved.

The Speaker called the House to order.

Under the general order of business, established by the Committee on Rules, the following Bills of the House were taken up for consideration and read the third time:

HB 824. By Representatives Smith of the 134th, England of the 116th, Meadows of the 5th, Willard of the 51st, Smyre of the 135th and others:

A BILL to be entitled an Act to amend Article 1 of Chapter 4 of Title 7 of the Official Code of Georgia Annotated, relating to interest and usury generally, so as to clarify that the term "interest" does not include certain fees agreed upon by a financial institution and a depositor in a written agreement between the parties; to repeal conflicting laws; and for other purposes.

The report of the Committee, which was favorable to the passage of the Bill, was agreed to.

On the passage of the Bill, the roll call was ordered and the vote was as follows:

| | | | | |
|------------------|-------------------|-------------|-------------|----------------|
| Y Abrams | Y Coomer | Y Gregory | Y McCall | Y Smith, E |
| Y Alexander | Y Cooper | Y Hamilton | Y McClain | Y Smith, L |
| Y Allison | Y Dawkins-Haigler | Y Harbin | Y Meadows | Y Smith, M |
| Y Anderson | Y Deffenbaugh | Y Harden | Y Mitchell | Y Smith, R |
| Y Atwood | Y Dempsey | Y Harrell | Y Morgan | Y Smyre |
| Y Ballinger | Y Dickerson | Y Hatchett | Y Morris | Y Spencer |
| E Barr | Y Dickey | Y Hawkins | Mosby | Y Stephens, M |
| Y Battles | Y Dickson | Y Henson | Nimmer | Y Stephens, R |
| Y Beasley-Teague | Y Dollar | Y Hightower | Y Nix | E Stephenson |
| Y Bell | Y Douglas | Y Hitchens | Y Oliver | Y Stovall |
| Y Bennett | Y Drenner | Y Holcomb | Y O'Neal | Y Stover |
| Y Bentley | Y Dudgeon | Y Holmes | Y Pak | Y Strickland |
| Y Benton | Y Dukes | Y Holt | Y Parrish | Y Talton |
| Y Beverly | Y Dunahoo | Y Houston | E Parsons | Y Tankersley |
| Y Black | Y Duncan | Y Howard | Y Peake | Y Tanner |
| Y Braddock | E Dutton | Y Hugley | Y Pezold | Y Taylor, D |
| Y Broadrick | Y Efstration | Y Jackson | Y Powell, A | Y Taylor, T |
| Brockway | Y Ehrhart | Y Jacobs | Y Powell, J | Y Teasley |
| Y Brooks | Y England | Y Jasperse | Y Prince | Y Thomas, A.M. |
| Y Bruce | Y Epps, C | Y Jones, J | Y Pruett | Y Turner |
| Y Bryant | Y Epps, J | Y Jones, L | Y Quick | Vacant |
| Y Buckner | Y Evans | Y Jones, S | Y Ramsey | Vacant |
| Y Burns | Fleming | Y Jordan | Y Randall | Y Waites |
| Y Caldwell, J | Y Floyd | Y Kaiser | Y Rice | Y Watson, B |
| Y Caldwell, M | Y Fludd | Y Kelley | Y Riley | Y Watson, S |
| Y Carson | Y Frazier | Y Kendrick | Y Roberts | Y Welch |
| Y Carter | Y Frye | Y Kidd | Y Rogers, C | Y Weldon |

| | | | | |
|------------|-------------|-----------|-------------|------------------|
| E Casas | E Fullerton | Y Kirby | Y Rogers, T | Y Wilkerson |
| Y Chandler | Y Gardner | Y Knight | Y Rutledge | Y Wilkinson |
| Channell | Y Gasaway | Y Lindsey | Rynders | Y Willard |
| Y Chapman | Y Geisinger | Y Lumsden | Y Scott | Y Williams, A |
| Y Cheokas | Y Glanton | Y Mabra | Y Setzler | Y Williams, C |
| Y Clark, J | Y Golick | Y Marin | Y Sharper | Y Williams, E |
| Y Clark, V | Y Gordon | Y Martin | Y Shaw | Y Williamson |
| Y Coleman | Y Gravley | Y Maxwell | Y Sims, B | Y Yates |
| E Cooke | Y Greene | Mayo | Sims, C | Ralston, Speaker |

On the passage of the Bill, the ayes were 162, nays 0.

The Bill, having received the requisite constitutional majority, was passed.

HB 784. By Representatives Stephens of the 164th, Bryant of the 162nd, Hitchens of the 161st, Watson of the 166th, Stephens of the 165th and others:

A BILL to be entitled an Act to amend Code Section 3-3-7 of the Official Code of Georgia Annotated, relating to local authorization and regulation of sales of alcoholic beverages on Sunday, so as to allow for local authorization and regulation of the sale of alcoholic beverages for consumption on the premises on Sundays during the St. Patrick's Day holiday period; to provide for related matters; to provide for an effective date; to repeal conflicting laws; and for other purposes.

Pursuant to Rule 133, Representative Cheokas of the 138th was excused from voting on HB 784.

The report of the Committee, which was favorable to the passage of the Bill, was agreed to.

On the passage of the Bill, the roll call was ordered and the vote was as follows:

| | | | | |
|------------------|-------------------|-------------|------------|---------------|
| Y Abrams | Coomer | Y Gregory | Y McCall | Y Smith, E |
| Y Alexander | Y Cooper | Y Hamilton | Y McClain | Y Smith, L |
| N Allison | Y Dawkins-Haigler | Y Harbin | Y Meadows | Y Smith, M |
| Y Anderson | Y Deffenbaugh | Y Harden | Y Mitchell | Y Smith, R |
| Y Atwood | Y Dempsey | Y Harrell | Y Morgan | Y Smyre |
| Y Ballinger | Y Dickerson | Y Hatchett | Morris | Y Spencer |
| E Barr | Y Dickey | Y Hawkins | Mosby | Y Stephens, M |
| N Battles | Y Dickson | Y Henson | Nimmer | Y Stephens, R |
| Y Beasley-Teague | Y Dollar | Y Hightower | N Nix | E Stephenson |
| Y Bell | Y Douglas | Y Hitchens | Y Oliver | Y Stovall |
| Y Bennett | Y Drenner | Y Holcomb | Y O'Neal | Y Stover |
| Y Bentley | Y Dudgeon | Y Holmes | Y Pak | Y Strickland |
| Y Benton | Y Dukes | Y Holt | Y Parrish | Y Talton |
| Y Beverly | N Dunahoo | Y Houston | E Parsons | Y Tankersley |
| Y Black | Y Duncan | Y Howard | Y Peake | N Tanner |
| Y Braddock | E Dutton | Y Hugley | Y Pezold | Y Taylor, D |

| | | | | |
|---------------|--------------|------------|-------------|------------------|
| Y Broadrick | Y Efstration | Y Jackson | Y Powell, A | Y Taylor, T |
| Y Brockway | Ehrhart | Y Jacobs | Y Powell, J | Y Teasley |
| Y Brooks | Y England | Y Jasperse | Y Prince | Y Thomas, A.M. |
| Y Bruce | Y Epps, C | Y Jones, J | Y Pruett | Y Turner |
| Y Bryant | Epps, J | Y Jones, L | Y Quick | Vacant |
| Y Buckner | Y Evans | Y Jones, S | Y Ramsey | Vacant |
| Y Burns | Fleming | Y Jordan | Y Randall | Y Waites |
| Y Caldwell, J | Y Floyd | Y Kaiser | Y Rice | Y Watson, B |
| Y Caldwell, M | Y Fludd | Y Kelley | Y Riley | Y Watson, S |
| Y Carson | Y Frazier | Kendrick | Y Roberts | Welch |
| Y Carter | Y Frye | Y Kidd | Y Rogers, C | Y Weldon |
| E Casas | E Fullerton | Y Kirby | Y Rogers, T | Y Wilkerson |
| Y Chandler | Y Gardner | Y Knight | Y Rutledge | Y Wilkinson |
| Y Channell | N Gasaway | Y Lindsey | Rynders | Y Willard |
| N Chapman | Y Geisinger | Y Lumsden | Y Scott | Williams, A |
| Cheokas | Y Glanton | Y Mabra | Y Setzler | Y Williams, C |
| N Clark, J | Y Golick | Y Marin | Y Sharper | Y Williams, E |
| Y Clark, V | Y Gordon | Y Martin | Y Shaw | Y Williamson |
| Y Coleman | Gravley | Y Maxwell | Y Sims, B | Y Yates |
| E Cooke | Y Greene | Mayo | Y Sims, C | Ralston, Speaker |

On the passage of the Bill, the ayes were 148, nays 8.

The Bill, having received the requisite constitutional majority, was passed.

HB 737. By Representatives Harrell of the 106th, Spencer of the 180th, Powell of the 32nd and Mitchell of the 88th:

A BILL to be entitled an Act to amend Chapter 5 of Title 3 of the Official Code of Georgia Annotated, relating to malt beverages, so as to allow malt beverages produced in private residences to be transported to other locations and consumed by the producer and other individuals; to clarify certain provisions relating to the duties of a local governing authority desiring to allow home-brew special events to be conducted within its jurisdiction; to provide for related matters; to repeal conflicting laws; and for other purposes.

The following Committee substitute was read and adopted:

A BILL TO BE ENTITLED AN ACT

To amend Title 3 of the Official Code of Georgia Annotated, relating to alcoholic beverages, so as to change certain provisions relative to the regulation of alcoholic beverages; to repeal and reserve Code Section 3-3-24.1, relating to a definition and a penalty; to allow malt beverages produced in private residences to be transported to other locations and consumed by the producer and other individuals; to clarify certain provisions relating to the duties of a local governing authority desiring to allow home-

brew special events to be conducted within its jurisdiction; to provide for related matters; to repeal conflicting laws; and for other purposes.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF GEORGIA:

SECTION 1.

Title 3 of the Official Code of Georgia Annotated, relating to alcoholic beverages, is amended by repealing and reserving Code Section 3-3-24.1, relating to a definition and penalty, as follows:

"3-3-24.1.

~~(a) For purposes of this Code section, the term 'business establishment primarily engaged in the retail sale of alcoholic beverages in unbroken packages' means an individual, partnership, corporation, association, or other business entity which derives from its retail sale of alcoholic beverages in unbroken packages at least 75 percent of its total annual gross income.~~

~~(b) Reserved.~~

~~(c) Any person violating this Code section shall be guilty of a misdemeanor, except that the violation of this Code section by a person under 17 years of age shall constitute a delinquent act under Chapter 11 of Title 15 and not a misdemeanor Reserved.~~"

SECTION 2.

Said title is further amended by revising Code Section 3-5-4, relating to production of malt beverages in private residences, consumption, and home-brew special events, as follows:

"3-5-4.

(a)(1) Malt beverages may be produced by a person in his or her private residence subject to the limitations provided in this Code section.

(2) The total quantity of malt beverages that may be produced in any private residence shall be as follows:

(A) Not more than 100 gallons per calendar year if there is only one person of legal drinking age living in such residence; or

(B) Not more than 200 gallons per calendar year if there are two or more persons of legal drinking age living in such residence;

provided, however, that no more than 50 gallons shall be produced in a 90 day period.

(b) Except as provided for in ~~subsection~~ subsections (d) and (e) of this Code section, malt beverages produced in compliance with this Code section may only be consumed at the residence where produced, ~~and~~ Such malt beverages may only be consumed by persons of legal drinking age.

(c) Malt beverages produced under the provisions of this Code section may be removed from the residence where produced for transportation and delivery by the producer for use at home-brew special events in a quantity not to exceed 25 gallons, provided that such malt beverages are securely sealed in one or more containers and clearly labeled with the following information:

- (1) The name of the producer;
- (2) The address of the residence at which it was produced;
- (3) The name and address of the home-brew special event to which it is being transported; and
- (4) The permit number under which the home-brew special event is being held.

If transported in a motor vehicle, the securely sealed containers shall be placed in a locked glove compartment, a locked trunk, or the area behind the last upright seat of a motor vehicle that is not equipped with a trunk.

(d) Malt beverages produced under the provisions of this Code section may be removed from the residence where produced for transportation and delivery by the producer to a location not licensed under this title; provided, however, that the purpose of removal of such malt beverages from the residence where produced shall be limited to consumption by the producer, a member of the producer's family, or any owner or guest of any owner at such location in a quantity not to exceed 128 ounces; and provided, further, that such

malt beverages shall be securely sealed in one or more containers and clearly labeled with the following information:

- (1) The name of the producer; and
- (2) The address of the residence at which it was produced.

If transported in a motor vehicle, the securely sealed containers shall be placed in a locked glove compartment, a locked trunk, or the area behind the last upright seat of a motor vehicle that is not equipped with a trunk.

~~(d)(e)~~(1) Notwithstanding any other provision of this title to the contrary, in all counties and municipalities in which the sale of malt beverages is lawful, the local governing authority may issue a home-brew special event permit for the holding of home-brew special events, including contests, tastings, and judgments, ~~at locations not otherwise licensed under this title. The local governing authority shall specify by ordinance or resolution~~ Any governing authority desiring to allow home-brew special events to be held within its jurisdiction shall provide by resolution or ordinance for the issuance of home-brew special event permits and shall specify the events that shall qualify as home-brew special events. A home-brew special event permit shall cost \$50.00 and shall be valid for not more than six events per calendar year.

(2) Home-brew special events shall not be held at any location licensed under this title.

~~(2)(3)~~ Consumption of malt beverages at home-brew special events shall be limited solely to malt beverages produced pursuant to this Code section, and such malt beverages shall only be consumed by the participants in and judges of the home-brew special events.

~~(3) Any local governing authority that issues home-brew special event permits shall adopt ordinances or resolutions governing home-brew special events.~~

~~(e)(f)~~ Malt beverages produced pursuant to this Code section shall not be sold, offered for sale, or made available for consumption by the general public."

SECTION 3.

All laws and parts of laws in conflict with this Act are repealed.

Pursuant to Rule 133, Representative Cheokas of the 138th was excused from voting on HB 737.

The report of the Committee, which was favorable to the passage of the Bill, by substitute, was agreed to.

On the passage of the Bill, by substitute, the roll call was ordered and the vote was as follows:

| | | | | |
|------------------|-------------------|-------------|-------------|------------------|
| Y Abrams | Y Coomer | Y Gregory | Y McCall | Y Smith, E |
| Y Alexander | Y Cooper | Y Hamilton | Y McClain | Y Smith, L |
| Y Allison | Y Dawkins-Haigler | Y Harbin | Y Meadows | Y Smith, M |
| Y Anderson | Y Deffenbaugh | Y Harden | Y Mitchell | Y Smith, R |
| Y Atwood | Y Dempsey | Y Harrell | Y Morgan | Y Smyre |
| Y Ballinger | Y Dickerson | Y Hatchett | Morris | Y Spencer |
| E Barr | Y Dickey | Y Hawkins | Mosby | Y Stephens, M |
| Y Battles | Y Dickson | Y Henson | Nimmer | Y Stephens, R |
| Y Beasley-Teague | Y Dollar | Y Hightower | N Nix | E Stephenson |
| Y Bell | Y Douglas | Y Hitchens | Y Oliver | Y Stovall |
| Y Bennett | Y Drenner | Y Holcomb | Y O'Neal | Y Stover |
| Y Bentley | Y Dudgeon | Y Holmes | Y Pak | Y Strickland |
| Y Benton | Y Dukes | Y Holt | Y Parrish | Y Talton |
| Y Beverly | Y Dunahoo | Y Houston | E Parsons | Y Tankersley |
| Y Black | Y Duncan | Y Howard | Y Peake | Y Tanner |
| Y Braddock | E Dutton | Y Hugley | Y Pezold | N Taylor, D |
| Y Broadrick | Y Efstration | Y Jackson | Y Powell, A | Y Taylor, T |
| Y Brockway | Y Ehrhart | Y Jacobs | Y Powell, J | Y Teasley |
| Y Brooks | Y England | Y Jasperse | Y Prince | Y Thomas, A.M. |
| Y Bruce | Y Epps, C | Y Jones, J | Y Pruett | Y Turner |
| Y Bryant | Y Epps, J | Y Jones, L | Y Quick | Vacant |
| Y Buckner | Y Evans | Y Jones, S | Y Ramsey | Vacant |
| Y Burns | Y Fleming | Y Jordan | Y Randall | Y Waites |
| Y Caldwell, J | Y Floyd | Y Kaiser | Y Rice | Y Watson, B |
| Y Caldwell, M | Y Fludd | Y Kelley | Y Riley | Y Watson, S |
| Y Carson | Y Frazier | Y Kendrick | Y Roberts | Y Welch |
| Y Carter | Y Frye | Y Kidd | Y Rogers, C | Y Weldon |
| E Casas | E Fullerton | Y Kirby | Y Rogers, T | Y Wilkerson |
| Y Chandler | Y Gardner | Y Knight | Y Rutledge | Y Wilkinson |
| Y Channell | Y Gasaway | Y Lindsey | Rynders | Y Willard |
| N Chapman | Y Geisinger | Y Lumsden | Y Scott | Y Williams, A |
| Cheokas | Y Glanton | Y Mabra | Y Setzler | Y Williams, C |
| Y Clark, J | Y Golick | Y Marin | Y Sharper | Y Williams, E |
| Y Clark, V | Y Gordon | Y Martin | Y Shaw | Y Williamson |
| Y Coleman | Gravley | Y Maxwell | Y Sims, B | Y Yates |
| E Cooke | Y Greene | Mayo | Y Sims, C | Ralston, Speaker |

On the passage of the Bill, by substitute, the ayes were 160, nays 3.

The Bill, having received the requisite constitutional majority, was passed, by substitute.

The following Resolutions of the House were read and referred to the Committee on Rules:

HR 1241. By Representative Caldwell of the 20th:

A RESOLUTION expressing cultural, economic, and educational cooperation with the United Kingdom of Great Britain and Northern Ireland and inviting the Consul General Jeremy Pilmore-Bedford of the United Kingdom to be recognized by the House of Representatives; and for other purposes.

HR 1242. By Representatives Chandler of the 105th, Coleman of the 97th, Clark of the 101st, Lindsey of the 54th, Rutledge of the 109th and others:

A RESOLUTION commending Robin Zorn, recognizing the week of February 3-7, 2014, as National School Counseling Week, and inviting Robin Zorn to be recognized by the House of Representatives; and for other purposes.

HR 1243. By Representatives Martin of the 49th, Jones of the 47th, Riley of the 50th, Geisinger of the 48th and Wilkinson of the 52nd:

A RESOLUTION commending the Milton High School Baseball Team on its numerous accomplishments and inviting the team to be recognized by the House of Representatives; and for other purposes.

HR 1244. By Representatives Roberts of the 155th, Ralston of the 7th, O'Neal of the 146th, Ramsey of the 72nd, Ehrhart of the 36th and others:

A RESOLUTION commending Bobby Cox for his induction into the National Baseball Hall of Fame and inviting Mr. Cox to be recognized by the House of Representatives; and for other purposes.

HR 1245. By Representatives Buckner of the 137th, Houston of the 170th, Caldwell of the 131st, Watson of the 172nd, Randall of the 142nd and others:

A RESOLUTION commending the Georgia Rural Health Association, recognizing March 5, 2014, as Rural Health Day at the state capitol, and inviting GRHA members to be recognized by the House of Representatives; and for other purposes.

- HR 1246. By Representatives England of the 116th, McCall of the 33rd, Dickson of the 6th, Burns of the 159th, Roberts of the 155th and others:

A RESOLUTION commending the FFA Organization, recognizing February 18, 2014, as FFA Day at the state capitol, and inviting the Georgia FFA association to be recognized by the House of Representatives; and for other purposes.

- HR 1247. By Representatives Roberts of the 155th, Ralston of the 7th, O`Neal of the 146th, Ramsey of the 72nd, Ehrhart of the 36th and others:

A RESOLUTION commending Thomas Michael "Tom" Glavine, recognizing him for being inducted into the Major League Baseball Hall of Fame, and inviting him to be recognized by the House of Representatives; and for other purposes.

- HR 1248. By Representatives Roberts of the 155th, Ralston of the 7th, O`Neal of the 146th, Ramsey of the 72nd, Ehrhart of the 36th and others:

A RESOLUTION commending Greg Maddux, recognizing him for his induction into the Baseball Hall of Fame, and inviting him to be recognized by the House of Representatives; and for other purposes.

- HR 1249. By Representative Sims of the 169th:

A RESOLUTION honoring the life and memory of Teresa Davis and inviting the members of her family and EMS personnel to be recognized by the House of Representatives; and for other purposes.

- HR 1250. By Representative Sims of the 169th:

A RESOLUTION honoring the life and memory of Randall Whiddon and inviting the members of his family and EMS personnel to be recognized by the House of Representatives; and for other purposes.

The following Resolutions of the House, referred to the House Rules Subcommittee on Invites, were reported by the Committee on Rules with the following recommendations:

| | |
|---------|---------|
| HR 1230 | Do Pass |
| HR 1241 | Do Pass |
| HR 1242 | Do Pass |

The following Resolutions of the House, favorably reported by the Committee on Rules, were read and adopted:

HR 1230. By Representatives Tankersley of the 160th, Parrish of the 158th and Burns of the 159th:

A RESOLUTION commending Georgia Southern University and inviting Dr. Brooks A. Keel to be recognized by the House of Representatives; and for other purposes.

HR 1241. By Representative Caldwell of the 20th:

A RESOLUTION expressing cultural, economic, and educational cooperation with the United Kingdom of Great Britain and Northern Ireland and inviting the Consul General Jeremy Pilmore-Bedford of the United Kingdom to be recognized by the House of Representatives; and for other purposes.

HR 1242. By Representatives Chandler of the 105th, Coleman of the 97th, Clark of the 101st, Lindsey of the 54th, Rutledge of the 109th and others:

A RESOLUTION commending Robin Zorn, recognizing the week of February 3-7, 2014, as National School Counseling Week, and inviting Robin Zorn to be recognized by the House of Representatives; and for other purposes.

The following Resolutions of the House were read and adopted:

HR 1251. By Representatives Maxwell of the 17th, Braddock of the 19th, Gravley of the 67th, Powell of the 32nd, Powell of the 171st and others:

A RESOLUTION recognizing February 10, 2014, as Emergency Medical Services Recognition Day at the state capitol and commending the emergency medical services professionals of Georgia; and for other purposes.

HR 1252. By Representatives Maxwell of the 17th, Braddock of the 19th, Gravley of the 67th and Alexander of the 66th:

A RESOLUTION commending the participants of the annual Paulding County Civics Day; and for other purposes.

HR 1253. By Representatives Fludd of the 64th, Douglas of the 78th, Beasley-Teague of the 65th, Wilkinson of the 52nd and Taylor of the 79th:

A RESOLUTION recognizing and commending Marquis Deon Grissom; and for other purposes.

HR 1254. By Representatives Cheokas of the 138th and Ralston of the 7th:

A RESOLUTION recognizing and commending Mrs. Anna Moraitakis Cheokas on the grand occasion of her 90th birthday; and for other purposes.

HR 1255. By Representatives Maxwell of the 17th, Braddock of the 19th, Gravley of the 67th and Alexander of the 66th:

A RESOLUTION commending Leadership Paulding 24; and for other purposes.

HR 1256. By Representatives Rutledge of the 109th, Strickland of the 111th, Welch of the 110th, Knight of the 130th, Douglas of the 78th and others:

A RESOLUTION commending the Eagle's Landing Christian Academy Chargers baseball team on an outstanding 2013 season; and for other purposes.

HR 1257. By Representatives Williams of the 119th, Quick of the 117th and Geisinger of the 48th:

A RESOLUTION commending Kurt Gelfand and recognizing February 6, 2014, as Prostate Cancer Awareness Day at the state capitol; and for other purposes.

HR 1258. By Representatives Beasley-Teague of the 65th, Dawkins-Haigler of the 91st, Scott of the 76th, Anderson of the 92nd and Brooks of the 55th:

A RESOLUTION recognizing and commending the National Foundation for Women Legislators, the National Association of Attorneys General, and Liz Claiborne's "Love Is Not Abuse" campaign; and for other purposes.

HR 1259. By Representatives Williams of the 119th, Ralston of the 7th, Quick of the 117th, Ehrhart of the 36th, Holmes of the 129th and others:

A RESOLUTION recognizing and commending Mr. Aaron Murray on his extraordinary accomplishments as a student-athlete with the University of Georgia football team and for his public service to the citizens of Georgia; and for other purposes.

HR 1260. By Representatives Powell of the 32nd, Ralston of the 7th, Dickson of the 6th, Broadrick of the 4th, Carter of the 175th and others:

A RESOLUTION honoring and commending the firefighters of Georgia and recognizing February 4, 2014, as the 42nd annual Firefighters Appreciation Day at the capitol; and for other purposes.

HR 1261. By Representatives Beasley-Teague of the 65th, Brooks of the 55th, Scott of the 76th, Anderson of the 92nd and Greene of the 151st:

A RESOLUTION honoring the life and memory of Virginia Taylor; and for other purposes.

HR 1262. By Representative Cheokas of the 138th:

A RESOLUTION commending the Physical Therapy Association of Georgia and recognizing Tuesday, February 25, 2014, as Physical Therapy Day at the state capitol; and for other purposes.

Representative Dudgeon of the 25th moved that the following Bill of the House be withdrawn from the Committee on Judiciary and recommitted to the Committee on Intragovernmental Coordination - Local:

HB 902. By Representatives Dudgeon of the 25th, Hamilton of the 24th, Tanner of the 9th and Duncan of the 26th:

A BILL to be entitled an Act to amend an Act creating the State Court of Forsyth County, approved April 15, 1996 (Ga. L. 1996, p. 4558), as amended, particularly by an Act approved April 14, 1997 (Ga. L. 1997, p. 4173), and an Act approved May 5, 2006 (Ga. L. 2006, p. 4619), so as to correct an error in establishing the terms of court; to provide for the frequency of payment of compensation to the judges of the court; to provide for related matters; to provide an effective date; to repeal conflicting laws; and for other purposes.

The motion prevailed.

Representative Rogers of the 10th moved that the following Bill of the House be withdrawn from the Committee on Judiciary and recommitted to the Committee on Public Safety & Homeland Security:

HB 872. By Representatives Rogers of the 10th, Hitchens of the 161st, Lumsden of the 12th, Benton of the 31st, Powell of the 32nd and others:

A BILL to be entitled an Act to amend Chapter 5 of Title 24 of the Official Code of Georgia Annotated, relating to privileges, so as to create a privileged communication between law enforcement officers and peer counselors under certain circumstances; to provide for definitions; to provide for exceptions; to provide for related matters; to repeal conflicting laws; and for other purposes.

The motion prevailed.

Representative Coleman of the 97th District, Chairman of the Committee on Education, submitted the following report:

Mr. Speaker:

Your Committee on Education has had under consideration the following Bill and Resolutions of the House and has instructed me to report the same back to the House with the following recommendations:

| | |
|--------|------------------------|
| HB 766 | Do Pass, by Substitute |
| HR 486 | Do Pass, by Substitute |
| HR 689 | Do Pass |

Respectfully submitted,
/s/ Coleman of the 97th
Chairman

Representative Golick of the 40th District, Chairman of the Committee on Judiciary Non-Civil, submitted the following report:

Mr. Speaker:

Your Committee on Judiciary Non-Civil has had under consideration the following Bills of the House and Senate and has instructed me to report the same back to the House with the following recommendations:

| | |
|--------|------------------------|
| HB 835 | Do Pass |
| SB 207 | Do Pass, by Substitute |

Respectfully submitted,
/s/ Golick of the 40th
Chairman

Representative Maxwell of the 17th District, Chairman of the Committee on Regulated Industries, submitted the following report:

Mr. Speaker:

Your Committee on Regulated Industries has had under consideration the following Bill of the Senate and has instructed me to report the same back to the House with the following recommendation:

SB 128 Do Pass

Respectfully submitted,
/s/ Maxwell of the 17th
Chairman

Representative Battles of the 15th District, Chairman of the Committee on Retirement, submitted the following report:

Mr. Speaker:

Your Committee on Retirement has had under consideration the following Bills of the House and has instructed me to report the same back to the House with the following recommendations:

| | | | |
|--------|------------------------|--------|---------|
| HB 460 | Do Pass | HB 477 | Do Pass |
| HB 516 | Do Pass, by Substitute | HB 580 | Do Pass |
| HB 646 | Do Pass | | |

Respectfully submitted,
/s/ Battles of the 15th
Chairman

Representative Ramsey of the 72nd moved that the House stand in recess until 5:00 o'clock, P.M., at which time the House will stand adjourned until 10:00 o'clock, tomorrow morning.

The Speaker announced the House in recess until 5:00 o'clock, P.M., at which time the House will stand adjourned until 10:00 o'clock, tomorrow morning.